

RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION

- WHEREAS, The White Mountain Apache Tribal Council is the duly elected governing body of the White Mountain Apache Tribe on the Fort Apache Indian Reservation; and
- WHEREAS, the Tribal Council fully supports the continuing efforts of the Tribal Education Department to do the vital job of overseeing and protecting the educational rights and educational needs of White Mountain Apache students; and
- WHEREAS, the line item for the JOM Program in the FY 86 budget has been reduced to zero by the BIA Central Office, after an amount of \$28.8 million dollars was formulated from the BIA field offices; and
- WHEREAS, the White Mountain Apache Tribal Council is deeply concerned about the affects of the proposed deletion of the JOM Program funding on the Apache Tribe and Reservation; and
- WHEREAS, failure to fund the JOM Program would prove detrimental to individual Apache youth as well as the future of Apache education on the Fort Apache Indian Reservation; and
- WHEREAS, the White Mountain Apache Tribe has contracted the JOM Program from the BIA since October 1, 1977, and has operated this program successfully and has made significant contributions to improve educational opportunities for Apache children; and
- WHEREAS, failure to fund the JOM Program would violate the trust responsibility of the federal government to the federally recognized tribes; and
- WHEREAS, deleting JOM Program Funds violates several federal laws including P.L. 93-638 and P.L. 95-561 by attempting to eliminate the JOM Program administratively and by attempting to replace JOM with an education program not designed for the federally recognized tribes, namely Title IV, Part A of P.L. 92-318; and

WHEREAS, the White Mountain Apache Tribal Council does not believe that the BIA JOM Program is a duplication of the Title IV, Part A of P.L. 93-318 Program, but has recommended to the Apache Indian Education Committee that it grant preference to the BIA JOM Program over the Title IV, Part A Program because local control mechanisms granted under the Johnson O'Malley Program enables this program to be more comprehensive and responsive in meeting the special educational needs of eligible Apache Children; and

WHEREAS, the reports from the General Accounting Office and the Interior Inspector General are premised on duplication between the JOM Program and other supplemental programs when they should be premised on complementency through cost effectiveness, and that therefore, the reports are inconclusive and invalid as the report covered the public school operation and not the Tribally operated programs; and

WHEREAS, there has been no input nor participation, by tribes or Indian people in regard to the fund changes and/or program changes set forth in the BIA FY 86 budget request.

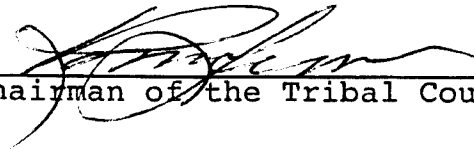
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby:

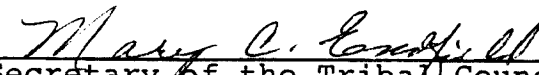
1. Requests that the Arizona Congressional Delegation actively support full funding in the amount of \$28.8 million dollars for the JOM Program and seek to preserve the Congressional intent that the funds be fully available for the use of Indian children;

2. Requests that the National Congress of American Indians, the Inter-Tribal Council of Arizona, the National Tribal Chairman's Association, and the National Indian Education Association, make continued funding of JOM Program a high priority before the 99th Congress and that these organizations cooperate with the White Mountain Apache Tribal Education Department in its efforts to obtain such continued JOM Funding; and

3. Directs the Tribal Education Department to expend staff time and necessary travel to enter into a cooperative effort with other Arizona tribes to hold the federal government to its trust responsibility to fund the JOM Program.

The foregoing resolution was on March 7, 1985, duly adopted by a vote of 10 for and 0 against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) of the Amended Constitution and Bylaws of the Tribe, ratified by the Tribe June 27, 1958, and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984)


Chairman of the Tribal Council


Secretary of the Tribal Council

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SOFT APACHE INDIAN
AGENCY
WHITE MOUNTAIN

Resolution No. 85-51